

In The United States District Court  
For the District of Delaware  
Petition under 28 USC: 2254

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Johnny Lopez  
Petitioner

civ. Act. NO. 05-19-GMS

v.

Thomas Carroll, warden  
Respondent

This is a motion to request the judge for a handwritten signature on a motion for Extension of time filed by the Attorney General of the state of Delaware. Motion filed electronically 4-15-05, Case num: 1:05-CV-19

I Johnny Lopez (Pro se) wish to request the reason for not receiving a handwritten signature from the Honorable Judge Gregory M. Sleet on the above case/motion.

The state of Delaware is violating my Constitutional rights, I feel the state of Delaware is discriminating against me by thinking I don't know the law. I wish to introduce evidence supporting the claim of discrimination and the violation of my constitutional rights.

On December 16<sup>th</sup>, 2003 I sent an appeal to the supreme court, Case number: 0303004566 and case num.: 0102006397, signed by Johnny Lopez (Pro se). The supreme court granted this motion for the appellant Johnny Lopez (Pro se) on December 22<sup>nd</sup>, 2003. Appeal num, 599, 2003,

On April 5<sup>th</sup> 2004, The supreme court granted me Johnny Lopez (Pro se) my desire to change my Public defender, Brian J. Bartley. I Johnny Lopez (Pro se) never requested the state for representation.

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On March 17<sup>th</sup> 2003 I dismissed my public defender and I represented myself at my preliminary hearing. On April 11<sup>th</sup> 2003 the Public Defender wrote a letter to Judge Richard S. Gebelstein when I refused his representation. I include a copy of this letter to the court.

On July 6<sup>th</sup> 2004 the supreme court sent an order to the superior court, New Castle county, because on June 1<sup>st</sup> 2004 the superior court denied a motion to substitute counsel. The above motion mentioned is false. I never requested any such motion. And I never received any information from the court about any such motion or denial.

I do believe the person that did that send motion is the Public defender, Brian J. Bartley without my consent. Because the judge Peggy L. Ableman wanted to force me to continue with ~~my~~ my case with the Public defender. The Public defender also wanted to force me to continue with him as counsel. I include a copy of a letter from April 26<sup>th</sup> 2004, from Judge Peggy L. Ableman. A letter from April 21<sup>st</sup> 2004 from the public defender. Included is a letter from Supreme court Clerk Cathy L. Howard on June 2, 2004 and I send a copy of an order from July 6<sup>th</sup> 2004 signed by the court justice, On November 22<sup>nd</sup> 2004, The supreme court affirmed all my charges before the Justices Judge Steele, Chief Justice Holland, and Berger.

On December 6<sup>th</sup> 2004 I Johnny Lopez (Prose) sent a motion to the Supreme court by the rule 26, because on this document from November 22<sup>nd</sup>, 2004 The supreme court didn't review my appeal. Reason #1> That decision didn't come from inside the supreme court #2> This document failed to review my preliminary hearing and my rule 16. They didn't review my probation and parole violation. #3> This document is unofficial because it failed to be signed by anyone from the supreme court.

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I can't believe the supreme court refuse to sign the documents affirming my sentence. I see the documents by way of orders that other inmates received and there all signed by someone in the supreme court. On December 9<sup>th</sup> 2004 I received a letter from the senior court clerk, Lisa A Semans. When the court clerk responded about my motion from December 6<sup>th</sup> 2004 when I requested to the supreme court for a signature to the decision of November 22<sup>nd</sup> 2004, I can't believe the court clerk responded to the motion addressed to the supreme court. I include a copy of the supreme court decision from November 22<sup>nd</sup> 2004, and I include a copy of the letter of decision from the senior clerk Lisa Semans on December 9<sup>th</sup> 2004, I include a copy from the letter dated December 10<sup>th</sup> 2004 from Audrey F. Barina, Assistant clerk of of the supreme court, to the Honorable Peggy L. Ableman to: my Johnny Lopez (Prose) and to John R. Williams, Esquire when the case was closed.

I send the court a copy of all these documents, including a copy of the motion for extension of time from Thomas A Carroll with no signatures. In conclusion I believe the supreme court of Delaware did not review my case. The state of Delaware denied my access to the court to present my case. The court clerk has no authorization to make a decision on a motion by rule 26, Delaware Correctional center also denied my access to the court, They have also denied communication with my family. I haven't had communication with my family in over a year because the institution blocks all communication. I believe the District court clerk denies my access to the court as well, I've sent letter and motions to the court and receive no response from the Judge. I used another inmates name and information, with



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Permission and sent it to the court by way of the other inmates family and still no response. That's the reason I request to this honorable court to send me the original signatures and all documents from the courts because I don't want the state to do the same thing it did to me, the same as the other courts, superior and supreme. They violate all my constitutional rights and discriminate me and send me so many documents with no signatures like I'm an ignorant person. I request again to this honorable court that all documents must be signed including the original document signed by judge Gregory M. Sleet on April 15th 2005. I want to let this court to know that I'm sending copies of all documents mentioned and I will notarize this document and send by certified mail from this institution. So if the court doesn't receive this document from Johnny Lopez (Prose) it's because the Delaware correctional center or the district court clerk refuse my access to the court. I send a copy of this motion to the warden Thomas L. Carroll, To the Supreme court, to the Attorney General Jane Brady, to the Chief of appeals division Department of justice Loren Meyers, To Lawrence M. Sullivan, Public Defender's office. I consider myself a Political Prisoner of the state of Delaware

Sincerely, 4-19-05

Johnny Lopez

Johnny Lopez (Prose)

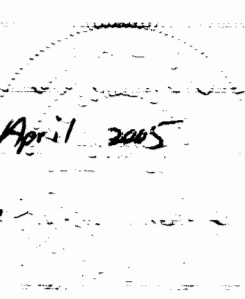
Bld 22-B-18 / Jb# 459748

Delaware correctional center

Symrna DE 19972

Saworn to subscribed

before me this 19th day of April 2005



*Minors*  
Notary